



RCE/3653

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PTO/SB/30 (01-03)

Approved for use through 04/30/2003. OMB 0654-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request  
For  
Continued Examination (RCE)  
Transmittal**Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/670,884
Filing Date	September 27, 2000
First Named Inventor	Morales-Tirado
Art Unit	3653
Examiner Name	Daniel K. Schlak
Attorney Docket Number	D/A0571 (XERZ 2 00613)

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.**1. Submission required under 37 CFR 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

**3. Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 24-0037
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 1680 \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**RECEIVED**  
SEP 03 2003  
GROUP 3600**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Richard M. Klein	Registration No. (Attorney/Agent)	33,000
Signature	<i>Richard M. Klein</i>	Date	August 21, 2003

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Lynnda S. Kalemba	Date	August 21, 2003
Signature	<i>Lynnda S. Kalemba</i>		

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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Attorney Docket No. D/A0571  
XERZ 2 00613

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Juan A. Morales-Tirado et al.

Application No.: 09/670,884

Confirmation No.: 7382

Filed: September 27, 2000

Examiner: Daniel K. Schlak

Art Unit: 3653

Title: **ARTICLE AND APPARATUS FOR  
PARTICULATE SIZE SEPARATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**August 21, 2003**

(Date of deposit)

**Lynda S. Kalembe**

*Lynda S. Kalembe*  
(Signature)

**RECEIVED**

**August 21, 2003**  
Date of Signature

SEP 03 2003

**GROUP 3600**

Sir:

**AMENDMENT**

This Amendment is being filed in conjunction with a Request for Continued Examination and a Request for a Three-Month Extension of Time. Reconsideration of the Application is respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 7 of this paper.